IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 13TH NOVEMBER 2006 / 22ND KARTHIKA 1928

WP(C).No. 29749 of 2006(N)

PETITIONER:

P.GANGADHARAN, S/O.UNNIKUTTY,
SENIOR ASSISTANT (RETD), KSRTC,
KOZHIKODE, SOPANAM, MANNUR P.O., KOZHIKODE.

BY ADV. SRI.P.P.SOMAN NAIR

RESPONDENTS:

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1. KERALA STATE ROAD TRANSPORT CORPORATION
REPRESENTED BY ITS MANAGING DIRECTOR,
TRANSPORT BHAVAN, FORT, THIRUVANANTHAPURAM.

2. THE FINANCIAL ADVISOR AND CHIEF
ACCOUNTS OFFICER, KERALA STATE ROAD TRANSPORT
CORPORATION, TRANSPORT BHAVAN, FORT,
THIRUVANANTHAPURAM.

3. THE ASSISTANT ACCOUNTS OFFICER
(PENSION), KERALA STATE ROAD TRANSPORT
CORPORATION, TRANSPORT BHAVAN, FORT,
THIRUVANANTHAPURAM.

4. DISTRICT TRANSPORT OFFICER,
KERALA STATE ROAD TRANSPORT CORPORATION,
KOZHIKODE.

BY ADV.MR.K.PRABHAKARAN, S.C., K.S.R.T.C.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/11/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C)No.29749 of 2006

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Dated: 13th November, 2006

JUDGMENT

In this writ petition, the petitioner, a retired employee of the K.S.R.T.C. who retired from service only on 30.6.2004 seeks out of turn release of his retiral benefits for conducting the marriage of his daughter.

2. Adv.Mr.K.Prabhakaran, Standing Counsel takes notice on behalf of the respondents. As rightly submitted by Mr.Prabhakaran, the petitioner's turn as per the guidelines formed on the basis of the judgment of this court in W.A.No.289/01 will fall due only by the end of 2007, if not later. But in view of the judgment in W.A.No.1775/04, I am of the view that in this case where Ext.P2 clearly shows that the petitioner's daughter is getting married on 31.12.2006, there is justification for releasing at least the commuted value of pension due to the petitioner. Under these circumstances, the Writ Petition will stand disposed of in the following terms:

The respondents will release all the amounts due to the petitioner by way of commuted value of pension within one month of their receiving a copy of this judgment and at any rate on or before 15th December, 2006.

srd **PIUS C.KURIAKOSE, JUDGE**